

IDAHO BOARD OF BARBER EXAMINERS
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 3/13/2017

BOARD MEMBERS PRESENT: Kevin J Moriarty - Chair
K. Ryan Nave
Thomas E Grimsman

BUREAU STAFF: Tana Cory, Bureau Chief
Dawn Hall, Administrative Support Manager
Lori Peel, Investigative Unit Manager
Maurie Ellsworth, General Counsel
Mitchell Toryanski, Legal Counsel
Cherie Simpson, Management Assistant
Allegra Earl, Technical Records Specialist

OTHERS PRESENT: Trevor Dyer, Michael Kelly, Sarah Ward,
Nikki Martin, Lou Starita, Charles Campbell,
Ty Walker

The meeting was called to order at 8:30 AM MST by Kevin J Moriarty.

APPROVAL OF MINUTES

Mr. Grimsman made a motion to approve the minutes of November 14, 2016. It was seconded by Mr. Nave. Motion carried.

LEGISLATIVE REPORT

Mr. Toryanski gave the legislative report. He said that that the Board's proposed law was submitted and posted on the Board's website last fall. On January 25th Ms. Cory and Mr. Toryanski met with Representative Barbieri, Chair of the House Business Committee and they were told that the Boards' bill would be held in Committee. Representative Barbieri said that Legislators would draft a bill that includes lowering school hours for cosmetologists and other issues. Mr. Toryanski presented a comparison of the Bill presented by the Board and House Bill 139. House Bill 139 replaces the Board's proposal and is not the Board's bill. It differs from the Board's bill in the following ways:

54-5802(17) – adds new definition for Event styling.
54-5802(29) – adds new definition for Thermal Styling equipment.
54-5805(8) – provides an exemption for those practicing for compensation in event styling.
54-5805(9) – exempts businesses that demonstrate thermal styling products to sale the products.
54-5810(2) (b) & (c) – Lowers the Barber Styling & Cosmetology hours to 1600 hours.
54-5810(8) – Allows credit for training from cosmetology to barber and barber to cosmetology.
54-5812(2) – Clarifies definitions.
54-5813 – deleted 24 day limitation
54-5813(3) – adds exemption from permit for event styling.
54-5820 – Add provision for backdating license if reinstated within 90 days of expiration.

House Bill 139 was presented in the House Business Committee and was sent to the floor with a do pass recommendation. It passed the House and was sent to the Senate Commerce and Human Resources Committee. A tentative hearing has been set for March 21, 2017 at 1:00 pm. House Bill 220 is a trailer bill to House Bill 139 which would make event styling effective upon the Governor's signature.

FINANCIAL REPORT

Ms. Hall gave the financial report, which indicated that the Board had a cash balance of \$29,582.28 as of February 28, 2017.

INVESTIGATIVE REPORT

Ms. Peel gave the investigative report, which is linked above.

FOR BOARD DETERMINATION

Mr. Grimsman made a motion to approve the Bureau's recommendation and to authorize closure in case I-BAR-2017-9 with a warning letter. It was seconded by Mr. Nave. Motion carried.

DISCIPLINE

Ms. Peel presented settlement orders regarding case numbers BAR-2017-4/5, BAR-2017-8/9 and BAR-2017-10. Mr. Grimsman made a motion to approve the Settlement Orders and allow the Board Chair to sign on behalf of the Board. It was seconded by Mr. Nave. Motion carried

OLD BUSINESS

To Do List – The Board reviewed the to do list and no action was taken.

The Board reviewed the comments received and responses sent regarding the proposed bill.

NEW BUSINESS

NEXT MEETING was scheduled for July 10, 2017 at 8:30 a.m. MDT.

DL ROOPE EXAM CONTENT

The Board reviewed information from DL Roope Administrations regarding updated instructor practical and written examination and to allow the new content to start July 1, 2017.

Mr. Grimsman made a motion to approve the updated Instructor practical and written examination and to begin use on July 1, 2017. It was seconded by Mr. Nave. Motion carried.

DL ROOPE CONTRACT

Mr. Grimsman made a motion to accept the DL Roope Administrations, Inc. Testing contract for FY2018 and authorize Ms. Cory to sign on behalf of the Board. It was seconded by Mr. Nave. Motion carried.

EXECUTIVE SESSION

Mr. Grimsman made a motion that the Board go into executive session under Idaho Code § 74-206(1) (d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. It was seconded by Mr. Nave. The vote was: Mr. Moriarty, aye; Mr. Nave, aye; and Mr. Grimsman, aye. Motion carried.

Mr. Grisman made a motion to come out of executive session. It was seconded by Mr. Nave. The vote was: Mr. Moriarty, aye; Mr. Nave, aye; and Mr. Grimsman, aye. Motion carried.

APPLICATIONS

Mr. Grimsman made a motion to accept the application of Michael Kelly and issue a barber license. It was seconded by Mr. Nave. Motion carried.

Mr. Grimsman made a motion to accept the applications of Kelle Erickson and Paige Barney and issue barber stylist instructor licenses. It was seconded by Mr. Nave. Motion carried.

Mr. Grimsman made a motion to approve the application for applicant 901149295 pending additional information. It was seconded by Mr. Nave. Motion carried.

Mr. Grimsman made a motion to hold application for applicant 901129010 additional information. Application to be reviewed by Board Chair before approving licensure. It was seconded by Mr. Nave. Motion carried

Mr. Grimsman made a motion to approve the application for Paul Nemec pending passing of the examination. It was seconded by Mr. Nave. Motion carried.

Mr. Grimsman made a motion to approve the application for applicant Aysha Noble Goins pending passing of the examination. It was seconded by Mr. Nave. Motion carried.

Mr. Grimsman made a motion to approve barber school applications for 901027171 and 901027119 for licensure pending additional information. It was seconded by Mr. Nave. Motion carried.

ADJOURNMENT

Mr. Grimsman made a motion to adjourn the meeting at 10:16 a.m. It was seconded by Mr. Nave. Motion carried.

Kevin J Moriarty, Chair

K. Ryan Nave

Thomas E Grimsman

Tana Cory, Bureau Chief